

Court of Appeals, State of Michigan

ORDER

People of MI v Joseph Cortez Davenport

Docket No. 259297

LC No. 2004-195472-FC

Kathleen Jansen
Presiding Judge

Jessica R. Cooper

Pat M. Donofrio
Judges

The Court orders that the motion to remand is DENIED because defendant-appellant has failed to demonstrate that the issues should be decided initially by the trial court or that development of a factual record is required for appellate consideration of the issues. MCR 7.211(C)(1)(a).

Judge Cooper would grant the motion to remand.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

MAY 13 2005

Date

Sandra Schultz Mengel
Chief Clerk